

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA,

Case No. 23-CR-29

Plaintiff,

Vol. I

vs.

Casper, Wyoming
November 27, 2023 a.m.
11:16 a.m.

TUCKER DONALD WIRFEL,

Defendant.

TRANSCRIPT OF SENTENCING PROCEEDINGS
BEFORE THE HONORABLE SCOTT W. SKAVDAHL
UNITED STATES DISTRICT JUDGE

APPEARANCES:

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*Proceedings reported with realtime stenography;
transcript produced with computer-aided transcription.*

23-CR-29

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I N D E X

JUDGMENT AND SENTENCE

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1 (Proceedings commenced at 11:16 a.m., November 27, 2023.)

2 THE COURT: Court is in session in the matter of
3 United States of America versus Tucker Wirfel, Criminal Case
4 No. 23-CR-029. I note the presence of Mr. Wirfel and his
5 counsel, Ms. Huckle, and counsel for the United States,
6 Mr. Forwood.

7 The matter is before the Court for purposes of
8 sentencing. And before we begin that process, are there any
9 preliminary matters or issues we need to address, Mr. Forwood?

10 MR. FORWOOD: Your Honor, I think the main issue
11 would be in reference to the United States' Sentencing
12 Memorandum, ECF 129, discussing the defendant's acceptance of
13 responsibility, the plea agreement, matters along those lines.

14 As the Court is aware, the defendant's release was
15 revoked just a couple of weeks ago. In communications with
16 Ms. Huckle, the defendant will not object to the removal of his
17 acceptance of responsibility levels that were taken off. As
18 outlined by the United States in our Sentencing Memorandum, I
19 believe this now results in a guideline range of 92 to 115
20 months.

21 I spoke with Ms. Harris earlier last week. She and I
22 both agreed that did not seem like something that the PSR
23 needed to be updated to reflect, but it is something that I
24 think probably we just need to bring to the Court's attention
25 to discuss here in the beginning. Thanks.

1 THE COURT: All right. Thank you.

2 Ms. Huckle?

3 MS. HUCKE: And, Your Honor, I think the only
4 additional matter we would like to discuss would be -- will
5 require to seal the record. So whenever the Court would feel
6 that would be appropriate, we would ask to do that at some
7 point during the hearing.

8 THE COURT: Let's go ahead -- I don't see anyone in
9 the courtroom that is needing to be excluded, so let's go
10 ahead and seal the record now, and I'll hear from you on those
11 matters.

12 * * * * *

13 (Sealed proceedings contained in Vol. Ia, pages 4 through
14 8.)

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1 THE COURT: Let me verify timely receipt and review
2 of the presentence report with the defendant, Ms. Huckle?

3 MS. HUCKE: Yes, Your Honor.

4 And we had submitted an objection to the amount that
5 was readily provable, which Ms. Harris did reject. And at
6 this point, I don't think it's really worth putting on an
7 evidentiary hearing. It doesn't change the guideline
8 calculation, so we're not wanting to pursue that at this time.

9 THE COURT: All right.

10 I would note, for purposes of the record, that that
11 objection was to, I believe, 24 grams of fentanyl -- let
12 me -- maybe it was 28. But in any event, as noted in her
13 response to the objection, that does not change the baseline
14 under the advisory guideline calculation.

15 So it does not appear to be material in that sense,
16 but I would note that that was there.

17 All right. Let me verify with you, Mr. Wirfel, that
18 you've had the opportunity to review your presentence report
19 with your attorney?

20 THE DEFENDANT: Yes, I did, Your Honor.

21 THE COURT: All right. And she was able to answer
22 any questions you may have had regarding its contents?

23 THE DEFENDANT: She did, sir.

24 THE COURT: All right.

25 I would advise the parties I have not reviewed nor

1 considered any other information or material other than that
2 contained in the presentence report and the sentencing
3 statements submitted by the parties.

4 I would also note that the Court did receive a letter
5 that was filed today, Exhibit D to the additional materials to
6 the original sentencing statement. That letter was submitted
7 by a significant other.

8 With that, based upon the defendant's statement
9 regarding the objection and the withdrawal of that objection
10 given its lack of materiality, which the Court would agree --
11 it's actually 25 grams, and that's identified in the addendum.
12 So I would note it does not appear that there are any factual
13 or legal issues impacting the advisory guideline calculation.

14 That calculation is a little different than one that
15 was submitted due to the issue as noted by Mr. Forwood and
16 acknowledged by Ms. Huckle. That change results in a couple of
17 modifications that need to be made under paragraphs 22 and 23.
18 Based upon the conduct and the circumstances as noted by the
19 United States, those two levels as set forth in 22 and the
20 one-level reduction as set forth in 23 would be removed from
21 the presentence report calculation.

22 That would result in a net advisory guideline
23 sentencing calculation of 24 -- total offense level of 24 as
24 opposed to 21 under paragraph 24.

25 And that would also result in a change to the

1 calculation. Ultimately, we would be looking at a total
2 offense level of 24, a Criminal History Category V, which
3 establishes an advisory guideline sentencing range of 92 to
4 115 months; a supervised release period of three years;
5 probation, defendant is ineligible for; a fine range of 15,000
6 to 1 million; community restitution is authorized and
7 recommended in the amount of \$500; and there is a \$100 special
8 assessment.

9 Ms. Hucke, do you agree as to the guideline
10 calculation and applicable guideline provisions?

11 MS. HUCKE: Yes, Your Honor.

12 THE COURT: And, Mr. Forwood, does the United States
13 agree?

14 MR. FORWOOD: Yes, Your Honor.

15 THE COURT: All right. Let me -- just for purposes
16 of -- I'll go ahead and seal the record.

17 * * * * *

18 (Sealed proceedings contained in Vol. Ib, pages 12 through
19 15.)

20 * * * * *

1 THE COURT: I would turn to the issues of sentencing,
2 and I would hear first from the United States, and then I'd
3 hear from the defense.

4 Mr. Forwood.

5 MR. FORWOOD: Thank you, Your Honor. May it please
6 the Court.

7 THE COURT: Counsel.

8 MR. FORWOOD: Counsel.

9 Your Honor, I won't berate too much of what is
10 already filed within the United States' Sentencing Memorandum.
11 What I will say is that this is a very unique situation that I
12 have not yet faced as a federal prosecutor of an individual
13 who received a large amount of controlled substance and was
14 given two very real opportunities to help himself, help law
15 enforcement, help his community, and squandered it away so
16 horribly.

17 And of note, Your Honor, in the United States'
18 Sentencing Memorandum, I would note to page 6. The concern is
19 that it's more than just a relapse. The first message on
20 page 6 is from him to the other individual, stating, "I have
21 like six people up here just waiting on me to get more that
22 have cash."

23 The defendant was doing more than just supplying his
24 habit that he relapsed on.

25 Further, we go down to page 10 through 11, and

1 there's a chain of messages there in which it appears that the
2 person he is communicating with that he was acquiring fentanyl
3 from is now acquiring it from the defendant.

4 One of the hard things with fentanyl, as the Court
5 has been seeing as we get more and more of these cases, is
6 that there are usually a number of different dealers that a
7 person uses. This information we have was incredibly lucky
8 that we just got from this person, Dusty Harris, who was
9 pulled over, found with fentanyl, and we were able to see his
10 phone and see these messages.

11 I don't know if there's other people he was
12 communicating with. I can tell you, Your Honor, that we have
13 acquired his phone, done a search warrant. Due to encryption
14 purposes, we are not optimistic that we will get any useful
15 information from the phone. So it might be limited to this;
16 it might be a lot more. The United States does not know.

17 But what we do know is that we have a person with a
18 criminal history, Your Honor, that involves -- let me get to
19 it here -- aggravated burglary from 2013; possession of
20 controlled substances quite often in the teens, importantly of
21 which he was still on probation, looks like. I thought some
22 of this was when he was still on -- I don't know.

23 But we have a prior felon. We have a prior person
24 who has a long history of controlled substances who was given
25 a number of opportunities and keeps failing, Your Honor.

1 And the fact that he continued to sell drugs
2 afterwards shows that him losing the acceptance of
3 responsibility is incredibly important, Your Honor. And a
4 guideline sentence, Your Honor, is incredibly important,
5 because fentanyl is nothing to be messed around with. Defying
6 the Court's orders are nothing to be messed around with.

7 So the United States does believe that a sentence --
8 we will ask for a sentence at the low end of the guideline,
9 Your Honor, because he is pleading guilty. But we do believe
10 that a -- but we do believe that a guideline sentence is
11 appropriate. Thank you.

12 THE COURT: Thank you.

13 Ms. Huckle, if you and Mr. Wirfel would come to the
14 podium.

15 MS. HUCKE: Thank you. May it please the Court.

16 THE COURT: Counsel.

17 MS. HUCKE: Counsel.

18 So I know that the Court has had the opportunity to
19 read the sentencing memo, and Mr. Wirfel does come before the
20 Court asking for a sentence of 57 months. And most
21 importantly, Your Honor, I think -- I know that Mr. Wirfel has
22 prepared a statement and wants to address the Court and take
23 responsibility for his behavior. But most importantly, it's
24 abundantly obvious that he's dealing with an extreme
25 addiction. And it's not through choice that he has fallen

1 into this predicament.

2 Studies show that when someone is addicted,
3 especially to an opioid and fentanyl, that it does change your
4 brain chemistry. He did well in treatment. He wants to
5 continue his treatment. But he found himself -- when he was
6 taken off of the Suboxone, really, the choice that was made at
7 that point not to fully reach out to all of his supports but
8 to turn to his old behavior and his old lifestyle was
9 really -- that's the bad choice he made, and he knows that.

10 But in that moment, because his addiction was so
11 severe and he was getting sick, he wasn't thinking clearly.
12 And I'll let him explain this better. And, really, quite
13 frankly, it's because when he's dealing with this level of
14 addiction, he has suffered a form of brain damage, and his
15 brain needs to heal.

16 Moving forward, Mr. Wirfel thinks it's appropriate
17 that he be in custody for an extended period of time. He's
18 aware that there are drugs in prison, and he's going to do
19 everything in his power to stay away from that so that he can
20 remain sober and be clean. And he wants to do the RDAP
21 program, which I think, at this point, he will be eligible
22 for.

23 I know, often, when people have successfully
24 completed treatment, BOP has said that they're not eligible
25 for RDAP. But in light of this humongous relapse that he had,

1 he's hoping that he will then be eligible for the RDAP
2 program, which has been shown to be a really good program. I
3 think, first of all, when people are committed to that and
4 they've been sober and taken out of any situation where they
5 can obtain fentanyl, they are in a better place to really be
6 in that, to absorb that counseling and that treatment. And
7 it's a long-term program, which will continue from when he
8 gets out.

9 Your Honor, I think it's most obvious that this
10 wasn't just a choice that he made other than he was really
11 panicking and fell into this and really felt it was out of his
12 control with his addiction, because relapse is a normal path
13 to recovery. Studies have found that, often, people, when
14 they're -- before they are fully recovered, can have multiple
15 relapses.

16 And, unfortunately for Mr. Wirfel, he was in a legal
17 position where this relapse and this period of time is really
18 the worst thing that he could have done for himself. And that
19 really shows me that that's not a choice to have all of the
20 benefits from the plea agreement and coming forward and
21 pleading guilty taken away from him, which he understands is
22 his own fault that he's lost those things. He's not blaming
23 the Government for their position.

24 But that really shows at that time he was not
25 thinking clearly. It's not a choice. He's desperate because

1 he's getting sick and felt that the quickest way to help that
2 was to reach out and get the drugs illegally.

3 Now that he's had some period of sobriety, he really
4 wishes that he had reached out more to Eddie Lobatos, his
5 supervising agent; gone back to his treatment providers; found
6 another Suboxone provider that would have been able to
7 prescribe to him. You know, if he had gone through Eddie, he
8 knows that would have been approved.

9 But in that moment, he didn't do so. And that really
10 shows that it wasn't a choice and that he still has healing
11 that he needs to do. His brain has not healed from this
12 addiction, and it's going to take a long time for him to heal
13 from this addiction, and he needs more treatment.

14 As the Court has seen from his PSR, this has been a
15 family issue that he's dealt with. His father dealt with
16 being addicted to pills. He lost his brother to an overdose.
17 He's desperate to continue the path to treatment so that his
18 mother doesn't have to bury another son. And he's hoping that
19 he can get out of prison in time to still spend time with her
20 while she's alive, because she's had so many significant
21 health issues.

22 And just for the Court to know, I know his mother did
23 want to be present today but wasn't able to get a flight and
24 is not able, because of her medical status, to drive from
25 Cheyenne up to Casper. So she was hoping to be present here

1 today.

2 But, Your Honor, I think he takes -- he understands
3 that he doesn't get the levels off the guidelines, but he does
4 ask the Court to consider a variance because he is here to
5 take responsibility. He's committed to his treatment, and he
6 wants to move forward.

7 And, unfortunately, this relapse just happened at
8 absolutely the worst time for him legally. That has really
9 affected everything in his life.

10 He does ask for the Court to consider a designation
11 to -- first to Englewood. It's close to his family members.
12 His sister lives ten minutes away. His mother lives in the
13 Denver Metro area. So -- oh, I'm sorry. His mother lives in
14 Cheyenne. That's right. So it is easier for her to travel to
15 Englewood so that she could visit him, as well as he's wanting
16 to be in that environment so that he can just focus on his
17 programming and treatment and do the RDAP program.

18 If Englewood is not available, he would ask for
19 Sheridan, Oregon. Although it's far from his family, he's
20 done a lot of significant research on the programming
21 opportunities that they have there as well as just the
22 dynamics of that facility that he thinks that he could be
23 successful. So he does ask the Court to consider one of those
24 and asks for a recommendation first to Englewood and second to
25 Sheridan.

1 THE COURT: All right. Thank you, Ms. Hucke.

2 Mr. Wirfel, you're entitled to speak in allocution of
3 any sentence, and I'd hear from you at this time.

4 THE DEFENDANT: Thank you, Your Honor.

5 So I stand before you today a broken man, a man since
6 his early twenties that has been plagued with addiction. I
7 often wonder how I went from a bachelor's degree graduate with
8 his whole life ahead of him to an opiate addict facing a
9 prison sentence. The word "addiction" is the only thing that
10 comes close to an explanation.

11 I wish I could formulate words that would even begin
12 to bring sense to what living with an opiate addiction is
13 like, but I can't. And that's where I would ask for your
14 understanding.

15 While I was out on bond, things were going well at
16 first. I completed 90 days in treatment and went home to have
17 my surgery. My surgery went well but the turn of events after
18 did not. Before leaving treatment, I started my medicated-
19 assisted treatment with Suboxone management. I've had great
20 success with this in the past, and I figured that it would be
21 my best shot at sobriety for the future.

22 I had no idea that when I filled my scripts for my
23 surgery that one of the medications would cause me to be
24 immediately terminated from Cedar Mountain's MAT treatment and
25 cut from my Suboxone treatment dry. This turn of events is

1 solely my fault as I had failed to read the rules and
2 regulations clearly.

3 I reached out to two other Suboxone providers in the
4 area; and, unfortunately, no other people in the area were
5 offering or taking any new clients.

6 Once I ran out of my Suboxone that I had, I went into
7 withdrawal, and I made one of the worst decisions of my life,
8 and that was a relapse.

9 I reached out to old ties and affiliations, a
10 decision that I will regret for the rest of my life. It's a
11 decision that not only affects me but my family and my loved
12 ones, for this situation is just as hard on them as it is on
13 myself.

14 I can say nothing more than I'm powerless over my
15 addiction, and my life has become extremely unmanageable. I
16 buried my brother two years ago because of fentanyl, and the
17 last thing a mother should have to do is bury her only
18 remaining child due to the same thing.

19 I want nothing more than change, Your Honor. It's
20 very apparent I need continued, long-term treatment, and this
21 is something that I welcome. I will not give up on myself or
22 my family, and I ask that the courts not give up on me,
23 either.

24 I would like to take this time to take full
25 responsibility for my actions. I know that the decisions that

1 I have made solely have brought me in front of you today. I
2 had celebrated three and a half years sober before the relapse
3 that instigated the original case that brought me in front of
4 you. Therefore, I know, with the right tools and support, I
5 can remain sober. I can be a success story, someone whose
6 written pages may be able to help and inspire others that
7 battle with addiction and unwritten pages may tell a success
8 story.

9 In closing, I want to apologize that I stand before
10 you today under these circumstances. It is my fault alone.
11 When sentencing, I hope that you see before you a man that is
12 driven and desperate for change.

13 THE COURT: Thank you, Mr. Wirfel.

14 Well, maybe I just don't get it. Mr. Wirfel, your
15 brother died from the very substance that not only you were
16 addicted to but you were slinging. I don't understand.
17 Certainly, the addiction issue, I get that. But slinging it,
18 selling it, and doing it under the situation and circumstances
19 that you were in?

20 I thought you told Mr. Lobatos that you were not
21 going to -- not going to fill that script. And now you're
22 telling me that, well, you didn't read the rules. And so now
23 I -- you know, I should have. I know I should have.

24 But here's the deal: You've got to quit trying to
25 cut the corner, and you've got to look in the mirror and

1 acknowledge where the hell you are. You're in a Federal
2 courtroom facing significant charges because you couldn't
3 resist the need to sell. And I -- I get the addiction part,
4 but here's the other part of that: To the extent we want to
5 say the addiction and -- precludes the drug transaction and
6 sale, I haven't seen any studies about that; but, certainly, I
7 know the users that will sell in order to support their own
8 habit.

9 But here's the psychology I have: If you cannot
10 manage to make the right choices under supervised release or
11 under pretrial release and you continue to engage in substance
12 abuse, problems. If you continue to engage in drug
13 transaction of a poison that kills people, guess what?
14 There's one choice, and it's 3553(a) -- I think (4) or (5),
15 and that is removal of somebody so that they can protect the
16 public. The only way we can protect the public in that
17 situation is, is to incarcerate you.

18 And this isn't your first rodeo. You've rosined up
19 the rope before. So I certainly have empathy. And your
20 history is such, the addiction is there. But, God damn it,
21 keep it to yourself. Killing people left and right. Your
22 brother died, and that's what I really can't understand.

23 I mean, certainly, drowning the pains of that
24 situation with your own addiction, okay. But this was not,
25 Well, I need a little hit here. This was a period of days if

1 not at least a week engaged in this type of behavior.

2 And, Mr. Wirfel, you're not dumb. You're very
3 intelligent. Unfortunately, you've used your intelligence for
4 all the wrong things. And the reality is, is that you could
5 be, probably, a great counselor. Maybe you will be. You'll
6 get that opportunity, potentially. But that's the other
7 component of this. It's not a matter that you don't
8 cognitively have the ability to understand. I mean,
9 certainly, the brain chemistry is altered by your addictions,
10 but you have the capacity.

11 You write eloquently. Now, can you act it? It's
12 going to be up to you. But I do not see -- given the facts
13 and the circumstances, consideration of the 3553(a) factors,
14 the Court finds that a sentence at the low end of the
15 applicable guideline is appropriate, and not only appropriate
16 but necessary. And the Court would find a sentence of 92
17 months is sufficient but not greater than necessary given the
18 facts and circumstances.

19 I'll make the recommendations, but the reality is, is
20 Mr. Wirfel has engaged in significant misconduct even
21 subsequent to his impending sentence. And despite the reality
22 of that, his choices to not only consume himself but to
23 continue to spread the poison are terribly disappointing and
24 require a sentence of 92 months.

25 Pursuant to the Sentencing Reform Act of 1984 and

1 those factors enumerated under Title 18 Section 3553(a), it is
2 the judgment and sentence of this Court that the defendant,
3 Tucker Donald Wirfel, is hereby sentenced to a term of 92
4 months in the custody of the Bureau of Prisons.

5 Upon release from imprisonment, Mr. Wirfel will be
6 placed on supervised release for three years. And within 72
7 hours of his release, he shall report in person to the
8 probation office in the district to which he is released.

9 While on supervised release, Mr. Wirfel shall comply
10 with the mandatory and standard conditions adopted by this
11 Court as set forth in the general order adopting and setting
12 forth the District of Wyoming's mandatory and standard
13 conditions of supervised release and probation filed July 20,
14 2023, and referenced in the Presentence Investigation Report.

15 In accordance with those factors under Section
16 3553(a), the additional special conditions as detailed in
17 paragraph 92 of the Presentence Investigation Report are added
18 to address the nature and circumstances of the instant offense
19 and the defendant's history -- documented history of substance
20 use, mental health problems, and criminal history.

21 A search condition is ordered to promote public
22 safety through effective oversight, to enforce other
23 conditions of supervision, and to achieve the desired outcomes
24 of supervision.

25 As Mr. Wirfel has a pending criminal matter, a

1 condition requiring him to resolve any outstanding criminal
2 cases to the best of his ability will ensure his ability to
3 complete objectives of supervision and remain in compliance of
4 supervised release.

5 In accordance with Section 3583(d), the Court finds
6 these conditions are reasonably related to the deterrence of
7 criminal conduct; the protection of the public from further
8 crimes being committed by Mr. Wirfel; and Mr. Wirfel's
9 educational, vocational, medical, or other correctional needs;
10 and they involve no greater deprivation of liberty than is
11 reasonably necessary for the purposes of deterring criminal
12 activity, protecting the public, and promoting Mr. Wirfel's
13 rehabilitation and are consistent with the pertinent policy
14 statements issued by the Sentencing Commission.

15 The Court finds that community restitution is
16 authorized in this case and would impose \$500 in community
17 restitution: 325 to be paid to the Wyoming Division of Victim
18 Services, because the statute makes me do that; and 175 paid
19 to the Wyoming Department of Behavioral Health, Substance
20 Abuse Division.

21 The Court finds that Mr. Wirfel does not have the
22 ability to pay a fine within the guideline range in addition
23 to community restitution, so no fine will be imposed.

24 It is further ordered that Mr. Wirfel shall pay a
25 special assessment fee in the amount of \$100, which shall be

1 due immediately, and payments of that obligation shall be made
2 to the Clerk of the District Court for the District of
3 Wyoming.

4 He shall participate in the Inmate Financial
5 Responsibility Program to pay his monetary obligations, which
6 are due immediately, and, while incarcerated, make payments of
7 at least \$25 per quarter. Any amounts remaining unpaid shall
8 be paid commencing 60 days from his release in monthly
9 payments of not less than 10 percent of his gross monthly
10 income.

11 The Court would emphatically and strongly urge that
12 he be allowed to participate in the Residential Drug Abuse
13 Program as such participation is absolutely critical to his
14 successful rehabilitation.

15 The Court would further -- given the changes, I won't
16 enforce the waiver of the right to appeal given that we're
17 operating in a situation that, arguably, the plea agreement is
18 no longer binding and in force.

19 So, Mr. Wirfel, I would also -- before I go there, I
20 would recommend him for consideration in Englewood, Colorado.
21 And if not in Englewood, Colorado, I would recommend Sheridan,
22 Oregon, because it appears to have the types of vocational and
23 treatment programs that would be beneficial to him.

24 Mr. Wirfel, you will have 14 days from the date of
25 entry of judgment and sentence in this matter to file a notice

1 of appeal if you wish to challenge the judgment and sentence
2 being imposed upon you today. If you fail to file that notice
3 of appeal or have someone file it on your behalf with the
4 Clerk of Court, you could forever be barred from challenging
5 the judgment and sentence imposed upon you today.

6 Do you understand these rights?

7 THE DEFENDANT: I do, Your Honor.

8 THE COURT: If you have any questions regarding them,
9 please speak to Ms. Huckle. Okay?

10 Ms. Huckle, any -- let me see if I can say it. Any
11 objections to the sentence as pronounced?

12 MS. HUCKE: No, Your Honor.

13 THE COURT: Mr. Forwood?

14 MR. FORWOOD: No, Your Honor.

15 THE COURT: I'll impose the sentence as stated.

16 Mr. Wirfel, I challenge you, put your words to
17 action, and don't let your brother's death be just another
18 mark in the road.

19 Good luck.

20 MR. FORWOOD: Your Honor, do we need to do anything
21 with the petition for action on pretrial release?

22 THE COURT: I would -- based upon the Court's
23 sentence imposed in this matter, the Court would find that
24 that petition is moot given the sentence imposed.

25 Thank you. We'll stand in recess.

1 (Proceedings concluded at 11:52 a.m., November 27, 2023.)
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C E R T I F I C A T E

I, MEGAN E. STRAWN, Federal Official Court Reporter for the United States District Court for the District of Wyoming, a Registered Professional Reporter and Certified Realtime Reporter, do hereby certify that I reported by machine shorthand the proceedings contained herein on the aforementioned subject on the date herein set forth, and that the foregoing 23 pages constitute a full, true, and correct transcript.

Dated this 4th day of January 2024.

/s/ Megan E. Strawn

MEGAN E. STRAWN
Registered Professional Reporter
Certified Realtime Reporter